Application No.: 09/942,098

Steward, L.E., et al., FRET Protease Assays for Clostridial Toxins

17451 (BOT)

## **AMENDMENTS**

## **Amendments to the Claims**

- 1-3. (Canceled)
- 4. (Previously presented) A botulinum toxin serotype A (BoNT/A) substrate, comprising:
  - (a) a donor fluorophore;
  - (b) an acceptor fluorophore having an absorbance spectrum overlapping the emission spectrum of said donor fluorophore; and
  - (c) a BoNT/A recognition sequence comprising a cleavage site, wherein said cleavage site intervenes between said donor fluorophore and said acceptor fluorophore;

wherein, under the appropriate conditions, resonance energy transfer is exhibited between said donor fluorophore and said acceptor fluorophore.

- 5. (Currently amended) The BoNT/A substrate of claim 4, wherein said BoNT/A substrate comprises at least six consecutive residues of SNAP-25, or a peptidomimetic thereof, said six consecutive residues comprising Gln-Arg, or a peptidomimetic thereof.
- 6. (Currently amended) The BoNT/A substrate of claim 5, wherein said BoNT/A substrate comprises at least six consecutive residues of a human SNAP-25, or a peptidomimetic thereof, said six consecutive residues comprising Gln<sub>197</sub>-Arg<sub>198</sub>, or a peptidomimetic thereof.
- 7. (Previously presented) The BoNT/A substrate of claim 6, wherein said BoNT/A recognition sequence comprises SEQ ID NO: 27, or a peptidomimetic thereof.

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8. (Previously presented) The BoNT/A substrate of claim 6, wherein said BoNT/A recognition sequence comprises SEQ ID NO: 29, or a peptidomimetic thereof.

9-44. (Canceled)

- 45. (Previously presented) The BoNT/A substrate of claim 4, wherein said substrate can be cleaved with an activity of at least 1 nanomole/minute/milligram toxin.
- 46. (Previously presented) The BoNT/A substrate of claim 4, wherein said BoNT/A substrate can be cleaved with an activity of at least 20 nanomole/minute/milligram toxin.
- 47. (Previously presented) The BoNT/A substrate of claim 4, wherein said BoNT/A substrate can be cleaved with an activity of at least 50 nanomole/minute/milligram toxin.
- 48. (Previously presented) The BoNT/A substrate of claim 4, wherein said BoNT/A substrate can be cleaved with an activity of at least 100 nanomole/minute/milligram toxin.
- 49. (Previously presented) The BoNT/A substrate of claim 4, wherein said BoNT/A substrate can be cleaved with an activity of at least 150 nanomole/minute/milligram toxin.

50. (Canceled)

- 51. (Previously presented) The BoNT/A substrate of claim 4, wherein said acceptor fluorophore has a fluorescent lifetime of at least 1 microsecond.
- 52. (Previously presented) The BoNT/A substrate of claim 4, wherein said donor fluorophore is BODIPY®-530/550 (4,4-difluoro-5,7-diphenyl-4-bora-3a,4a-diaza-S-indacene).

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53. (Previously presented) The BoNT/A substrate of claim 4, wherein said donor fluorophore is fluorescein.

- 54. (Canceled)
- 55. (Previously presented) The BoNT/A substrate of claim 4, wherein said donor fluorophore has an emissions maxima of about 603 nm.
- 56. (Canceled)
- 57. (Previously presented) The BoNT/A substrate of claim 4 or claim 53, wherein said acceptor fluorophore is tetramethylrhodamine.
- 58. (Previously presented) The BoNT/A substrate of claim 4 or claim 55, wherein said acceptor fluorophore has an excitation maxima of about 679 nm.
- 59. (Previously presented) The BoNT/A substrate of claim 4 or claim 52, wherein said acceptor fluorophore is BODIPY®-542/563 (4,4 difluoro-5-p-methoxyphenyl-4-bora-3a,4a-diaza-S-indacene).
- 60. (Previously presented) The BoNT/A substrate of claim 4, wherein said donor fluorophore is BODIPY®-542/563 (4,4 difluoro-5-p-methoxyphenyl-4-bora-3a,4a-diaza-S-indacene).
- 61. (Previously presented) The BoNT/A substrate of claim 4 or claim 60, wherein said acceptor fluorophore is BODIPY®-564/570 (4,4 difluoro-5-styryl-4-bora-3a,4a-diaza-S-indacene).
- 62. (Previously presented) The BoNT/A substrate of claim 4, wherein said donor fluorophore is Cy3.

- 63. (Previously presented) The BoNT/A substrate of claim 4 or claim 62, wherein said acceptor fluorophore is Cy5.
- 64-95. (Canceled)
- 96. (Previously presented) The BoNT/A substrate of claim 4, wherein said BoNT/A substrate has at most 20 residues.
- 97. (Previously presented) The BoNT/A substrate of claim 4, wherein said BoNT/A substrate has at most 40 residues.
- 98. (Previously presented) The BoNT/A substrate of claim 4, wherein said BoNT/A substrate has at most 50 residues.
- 99. (Previously presented) The BoNT/A substrate of claim 4, wherein said BoNT/A substrate has at most 100 residues.
- 100. (Previously presented) The BoNT/A substrate of claim 4, wherein said BoNT/A substrate has at most 150 residues.
- 101. (Previously presented) The BoNT/A substrate of claim 4, wherein said BoNT/A substrate has at most 200 residues.
- 102. (Previously presented) A botulinum toxin serotype A (BoNT/A) substrate, comprising:
  - (a) a donor fluorophore;
  - (b) an acceptor having an absorbance spectrum overlapping the emission spectrum of said donor fluorophore; and

(c) a BoNT/A recognition sequence comprising a cleavage site, said BoNT/A recognition sequence comprising the amino acids 191 to 202 of SEQ ID NO: 2, or a peptidomimetic thereof;

wherein said cleavage site intervenes between said donor fluorophore and said acceptor;

wherein said donor fluorophore, said acceptor, or both said donor fluorophore and said acceptor is not positioned within amino acids 191 to 202 of SEQ ID NO: 2, or a peptidomimetic thereof; and

wherein, under the appropriate conditions, resonance energy transfer is exhibited between said donor fluorophore and said acceptor.

- 103. (Previously presented) The BoNT/A substrate of claim 102, wherein said BoNT/A recognition sequence comprises SEQ ID NO: 29, or a peptidomimetic thereof.
- 104. (Previously presented) The substrate of claim 102, wherein said BoNT/A recognition sequence comprises SEQ ID NO: 30, or a peptidomimetic thereof.
- 105. (Previously presented) The BoNT/A substrate of any of claims 102, 103 or 104, wherein said BoNT/A substrate can be cleaved with an activity of at least 1 nanomole/minute/milligram toxin.
- 106. (Previously presented) The BoNT/A substrate of any of claims 102, 103 or 104, wherein said BoNT/A substrate can be cleaved with an activity of at least 20 nanomole/minute/milligram toxin.
- 107. (Previously presented) The BoNT/A substrate of any of claims 102, 103 or 104, wherein said BoNT/A substrate can be cleaved with an activity of at least 50 nanomole/minute/milligram toxin.

108. (Previously presented) The BoNT/A substrate of any of claims 102, 103 or 104, wherein said BoNT/A substrate can be cleaved with an activity of at least 100 nanomole/minute/milligram toxin.

- 109. (Previously presented) The BoNT/A substrate of any of claims 102, 103 or 104, wherein said BoNT/A substrate can be cleaved with an activity of at least 150 nanomole/minute/milligram toxin.
- 110. (Previously presented) The BoNT/A substrate of claim 102, wherein said acceptor is an acceptor fluorophore.
- 111. (Previously presented) The BoNT/A substrate of claim 110, wherein said acceptor fluorophore has a fluorescent lifetime of at least 1 microsecond.
- 112. (Previously presented) The BoNT/A substrate of claim 102, wherein said acceptor is a non-fluorescent acceptor.
- 113. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore is fluorescein.
- 114. (Currently amended) The BoNT/A substrate of claim 102, wherein said donor fluorophore is EDANS.
- 115. (Previously presented) The BoNT/A substrate of claim 102 or 113, wherein said acceptor is a fluorophore, said acceptor fluorophore being tetramethylrhodamine.
- 116. (Currently amended) The BoNT/A substrate of claim 102 or 114, wherein said acceptor is a non-fluorescent acceptor, said non-fluorescent acceptor being-DANCYL DABCYL.
- 117. (Currently amended) The BoNT/A substrate of claim 112, wherein said non-fluorescent acceptor is DNP, DABCYL, or DABSYL-or QSY®-7.

- 118. (Previously presented) The BoNT/A substrate of claim 102, wherein said BoNT/A substrate has at most 100 residues.
- 119. (Previously presented) The BoNT/A substrate of claim 102, wherein said BoNT/A substrate has at most 50 residues.
- 120. (Previously presented) The BoNT/A substrate of claim 102, wherein said BoNT/A substrate has at most 40 residues.
- 121. (Previously presented) The BoNT/A substrate of claim 102, wherein said BoNT/A substrate has at most 20 residues.
- 122. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore and said acceptor are separated by at most fifteen residues.
- 123-125. (Canceled)
- 126. (Previously presented) A botulinum toxin serotype A (BoNT/A) substrate, comprising:
  - (a) a donor fluorophore;
  - (b) an acceptor having an absorbance spectrum overlapping the emission spectrum of said donor fluorophore; and
  - (c) a BoNT/A recognition sequence comprising a cleavage site, said BoNT/A recognition sequence comprising SEQ ID NO: 29, or a peptidomimetic thereof;
    - wherein said cleavage site intervenes between said donor fluorophore and said acceptor;
    - wherein said donor fluorophore or said acceptor is genetically encoded; and

wherein, under the appropriate conditions, resonance energy transfer is exhibited between said donor fluorophore and said acceptor.

- 127. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore is genetically encoded.
- 128. (Previously presented) The BoNT/A substrate of claim 126, wherein said acceptor is genetically encoded.
- 129. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are genetically encoded.
- 130. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A substrate comprises at least six consecutive residues of SNAP-25, said six consecutive residues comprising Gln-Arg.
- 131. (Previously presented) The BoNT/A substrate of claim 130, wherein said BoNT/A substrate comprises at least six consecutive residues of a human SNAP-25, said six consecutive residues comprising Gln<sub>197</sub>-Arg<sub>198</sub>.
- 132. (Previously presented) The BoNT/A substrate of claim 131, wherein said BoNT/A substrate comprises the amino acid sequence Glu-Ala-Asn-Gln-Arg-Ala-Thr-Lys (SEQ ID NO: 1).
- 133. (Previously presented) The BoNT/A substrate of claim 131, wherein said BoNT/A recognition sequence comprises SEQ ID NO: 27.
- 134. (Previously presented) The BoNT/A substrate of either claim 126 or claim 129, wherein said BoNT/A substrate can be cleaved with an activity of at least 1 nanomole/minute/milligram toxin.

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- 135. (Previously presented) The BoNT/A substrate of either claim 126 or claim 129 wherein said BoNT/A substrate can be cleaved with an activity of at least 20 nanomole/minute/milligram toxin.
- 136. (Previously presented) The BoNT/A substrate of either claim 126 or claim 129, wherein said BoNT/A substrate can be cleaved with an activity of at least 50 nanomole/minute/milligram toxin.
- 137. (Previously presented) The BoNT/A substrate of either claim 126 or claim 129, wherein said BoNT/A substrate can be cleaved with an activity of at least 100 nanomole/minute/milligram toxin.
- 138. (Previously presented) The BoNT/A substrate of either claim 126 or claim 129, wherein said BoNT/A substrate can be cleaved with an activity of at least 150 nanomole/minute/milligram toxin.
- 139. (Previously presented) The BoNT/A substrate of claim 126, wherein said acceptor is an acceptor fluorophore.
- 140. (Previously presented) The BoNT/A substrate of claim 139, wherein said acceptor fluorophore has a fluorescent lifetime of at least 1 microsecond.
- 141. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A substrate has at most 400 residues.
- 142. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A substrate has at most 500 residues.
- 143. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A substrate has at most 600 residues.

- 144. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A substrate has at most 700 residues.
- 145. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are separated by at most fifteen residues.
- 146. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are separated by at most thirty-five residues.
- 147-148. (Canceled)
- 149. (Previously presented) The BoNT/A substrate of claim 4, wherein said donor fluorophore and said acceptor are separated by at most ten residues.
- 150. (Previously presented) The BoNT/A substrate of claim 4, wherein said donor fluorophore and said acceptor are separated by at most fifteen residues.
- 151. (Previously presented) The BoNT/A substrate of claim 4, wherein said donor fluorophore and said acceptor are separated by at most twenty residues.
- 152. (Previously presented) The BoNT/A substrate of claim 4, wherein said donor fluorophore and said acceptor are separated by at most thirty residues.
- 153. (Previously presented) The BoNT/A substrate of claim 4, wherein said donor fluorophore and said acceptor are separated by at most forty residues.
- 154. (Previously presented) The BoNT/A substrate of claim 4, wherein said BoNT/A substrate is selected from the group consisting of SEQ ID NO: 85, SEQ ID NO: 88, SEQ ID NO: 89, SEQ ID NO: 90, SEQ ID NO: 91, SEQ ID NO: 92, SEQ ID NO: 93, SEQ ID NO: 94 and SEQ ID NO: 95.

- 155. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore and said acceptor are separated by at most twenty residues.
- 156. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore and said acceptor are separated by at most twenty-five residues.
- 157. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore and said acceptor are separated by at most thirty residues.
- 158. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore and said acceptor are separated by at most thirty-five residues.
- 159. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore and said acceptor are separated by at most forty residues.
- 160. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A substrate has at least 300 residues.
- 161. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A substrate has at least 400 residues.
- 162. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A substrate has at least 500 residues.
- 163. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A substrate has at least 600 residues.
- 164. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A substrate has at least 700 residues.
- 165. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are separated by at most twenty residues.

- 166. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are separated by at most twenty-five residues.
- 167. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are separated by at most thirty residues.
- 168. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are separated by at most forty residues.
- 169. (Canceled).
- 170. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are separated by at least 50 residues.
- 171. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are separated by at least 75 residues.
- 172. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are separated by at least 100 residues.
- 173. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are separated by at least 125 residues.
- 174. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are separated by at least 150 residues.
- 175. (Previously presented) The BoNT/A substrate of claim 126, wherein said donor fluorophore and said acceptor are separated by at least 200 residues.
- 176. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore and said acceptor are separated by at most ten residues.

- 177. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore and said acceptor are separated by at most eight residues.
- 178. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore and said acceptor are separated by at most six residues.
- 179. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore is not positioned within amino acids 191 to 202 of SEQ ID NO: 2, or a peptidomimetic thereof.
- 180. (Previously presented) The BoNT/A substrate of claim 102, wherein said acceptor is not positioned within amino acids 191 to 202 of SEQ ID NO: 2, or a peptidomimetic thereof.
- 181. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore and said acceptor are not positioned within amino acids 191 to 202 of SEQ ID NO: 2, or a peptidomimetic thereof.
- 182. (Previously presented) The BoNT/A substrate of claim 102, wherein said BoNT/A substrate comprises at least six consecutive residues of SNAP-25, said six consecutive residues comprising Gln-Arg.
- 183. (Previously presented) The BoNT/A substrate of claim 182, wherein said BoNT/A substrate comprises at least six consecutive residues of a human SNAP-25, said six consecutive residues comprising Gln<sub>197</sub>-Arg<sub>198</sub>.
- 184. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore is BODIPY®-530/550 (4,4 difluoro 5,7 diphenyl 4 bora-3a,4a-diaza-S-indacene).

- 185. (Previously presented) The BoNT/A substrate of claim 102 or claim 184, wherein said acceptor is a fluorophore, said acceptor fluorophore being BODIPY®-542/563 (4,4 difluoro-5-p-methoxyphenyl-4-bora-3a,4a-diaza-S-indacene).
- 186. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore is BODIPY®-542/563 (4,4 difluoro-5-p-methoxyphenyl-4-bora-3a,4a-diaza-S-indacene).
- 187. (Previously presented) The BoNT/A substrate of claim 102 or claim 186, wherein said acceptor is a fluorophore, said acceptor fluorophore being BODIPY®-564/570 (4,4 difluoro-5-styryl-4-bora-3a,4a-diaza-S-indacene).
- 188. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore is Cy3.
- 189. (Previously presented) The BoNT/A substrate of claim 102 or claim 188, wherein said acceptor is a fluorophore, said acceptor fluorophore being Cy5.
- 190. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore has an emission maxima of about 603 nm.
- 191. (Previously presented) The BoNT/A substrate of claim 102 or claim 190, wherein said acceptor is a fluorophore, said acceptor fluorophore having an excitation maxima having an excitation maxima of about 679 nm.
- 192. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore has an emission maxima of about 690 nm.
- 193. (Previously presented) The BoNT/A substrate of claim 102 or claim 192, wherein said acceptor is a fluorophore, said acceptor fluorophore having an excitation maxima of about 749 nm.

- 194. (Previously presented) The BoNT/A substrate of claim 102, wherein said donor fluorophore is pyrene.
- 195. (Previously presented) The BoNT/A substrate of claim 102 or claim 194, wherein said acceptor is a fluorophore, said acceptor fluorophore being coumarin.
- 196. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A substrate comprises at most 300 residues.
- 197. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A substrate comprises at most 350 residues.
- 198. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A recognition sequence comprises amino acids 137 to 206 of SEQ ID NO: 2.
- 199. (Previously presented) The BoNT/A substrate of claim 126, wherein said BoNT/A recognition sequence comprises amino acids 134 to 206 of SEQ ID NO: 2.
- 200. (Previously presented) The BoNT/A substrate of either claim 127 or 129, wherein said genetically encoded donor fluorophore is selected from the group consisting of a blue fluorescent protein, a cyan fluorescent protein, a green fluorescent protein, a yellow fluorescent protein and a red fluorescent protein.
- 201. (Previously presented) The BoNT/A substrate of either claim 128 or 129, wherein said genetically encoded acceptor is a fluorophore, said genetically encoded acceptor fluorophore selected from the group consisting of a blue fluorescent protein, a cyan fluorescent protein, a green fluorescent protein, a yellow fluorescent protein and a red fluorescent protein.
- 202. (Previously presented) The BoNT/A substrate of claim 129, wherein said genetically-encoded acceptor is a fluorophore.

- 203. (Previously presented) The BoNT/A substrate of claim 196, wherein said donor fluorophore is a blue fluorescent protein, said acceptor fluorophore is a green fluorescent protein and said BoNT/A recognition sequence comprises SEQ ID NO: 29.
- 204. (Previously presented) The BoNT/A substrate of claim 196, wherein said donor fluorophore is a blue fluorescent protein, said acceptor fluorophore is a green fluorescent protein and said BoNT/A recognition sequence comprises amino acids 137-206 of SEQ ID NO: 2.
- 205. (Previously presented) The BoNT/A substrate of claim 196, wherein said donor fluorophore is a blue fluorescent protein, said acceptor fluorophore is a green fluorescent protein and said BoNT/A recognition sequence comprises amino acids 134-206 of SEQ ID NO: 2.
- 206. (Previously presented) The BoNT/A substrate of claim 196, wherein said donor fluorophore is a blue fluorescent protein, said acceptor fluorophore is a green fluorescent protein and said BoNT/A recognition sequence comprises SEQ ID NO: 2.
- 207. (Previously presented) The BoNT/A substrate of claim 196, wherein said donor fluorophore is a green fluorescent protein, said acceptor fluorophore is a red fluorescent protein and said BoNT/A recognition sequence comprises SEQ ID NO: 29.
- 208. (Previously presented) The BoNT/A substrate of claim 196, wherein said donor fluorophore is a cyan fluorescent protein, said acceptor fluorophore is a yellow fluorescent protein and said BoNT/A recognition sequence comprises SEQ ID NO: 29.
- 209. (Previously presented) The BoNT/A substrate of claim 127, wherein said acceptor is a fluorophore.
- 210. (Previously presented) The BoNT/A substrate of claim 209, wherein said donor fluorophore is a green fluorescent protein, said acceptor fluorophore has an excitation

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maxima of about 556 nm and said BoNT/A recognition sequence comprises SEQ ID NO: 29.

211. (Previously presented) The BoNT/A substrate of claim 209, wherein said donor fluorophore is a red fluorescent protein, said acceptor fluorophore has an excitation maxima of about 632 nm and said BoNT/A recognition sequence comprises SEQ ID NO: 29.